

WORKMAN | NYDEGGER

1000 Eagle Gate Tower
60 East South Temple
Salt Lake City, Utah 84111
Phone: (801) 533-9800
Fax: (801) 328-1707

RECEIVED
CENTRAL FAX CENTER

AUG 11 2005

FAX TRANSMISSION COVER SHEET

Date: August 4, 2005
To: United States Patent & Trademark Office
Fax: (571) 273-8300
(703) 872-9306
Phone:
From: R. Burns Israelsen
Re: Serial No. 10/762,913
Filing Date: 01/22/2004

YOU SHOULD RECEIVE 17 PAGE(S), INCLUDING THIS COVER SHEET. IF
YOU DO NOT RECEIVE ALL THE PAGES, PLEASE CALL 801-533-9800

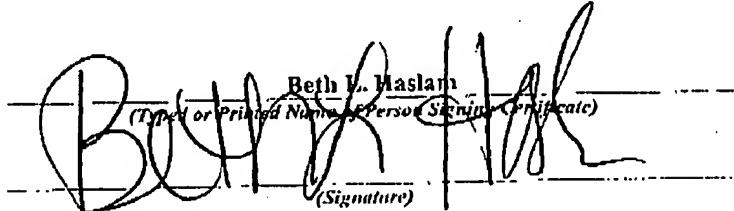
Comments:

Attached:

- Certificate of Transmission by Facsimile (1 pg);
- Combined Amendment and Petition for Extension of Time (2 pgs);
- PTO-2038 Credit Card Form in the amount of \$650.00;
- Amendment "B" (12 pgs)

PRIVILEGED AND CONFIDENTIAL

THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS ATTORNEY PRIVILEGED AND CONFIDENTIAL INFORMATION INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, OR THE EMPLOYEE OR AGENT RESPONSIBLE TO DELIVER IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE IMMEDIATELY NOTIFY US BY TELEPHONE, AND RETURN THE ORIGINAL MESSAGE TO US AT THE ABOVE ADDRESS VIA THE U.S. POSTAL SERVICE. THANK YOU.

CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8)			Docket No. 15436.269.1
Applicant(s): Steve Wang, et al.			
Application No. 10/762,913	Filing Date 01/22/2004	Examiner Erdem, Fazli	Group Art Unit 2826
Invention: INTEGRATED VARIABLE OPTICAL ATTENUATOR			
RECEIVED CENTRAL FAX CENTER			
AUG 11 2005			
<p>I hereby certify that this <u>Amendment "B"</u> <small>(Identify type of correspondence)</small></p> <p>is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. <u>(571) 273-8300</u>)</p> <p>on <u>August 11, 2005</u> <small>(Date)</small></p> <p style="text-align: right;">  <small>Beth L. Haslam</small> <small>(Type or Printed Name of Person Signing Certificate)</small> <small>(Signature)</small> </p>			
<p>Note: Each paper must have its own certificate of mailing.</p>			
<p>Attached:</p> <ul style="list-style-type: none"> ▪ Certificate of Transmission by Facsimile (1 pg); ▪ Combined Amendment and Petition for Extension of Time (2 pgs); ▪ PTO-2038 Credit Card Form in the amount of \$650.00; ▪ Amendment "B" (12 pgs) 			

COMBINED AMENDMENT & PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a) (Large Entity)				Docket No. 15436.269.1	
In Re Application Of: Steve Wang, et al.					
Application No. 10/762,913	Filing Date 01/22/2004	Examiner Erdem, Fazli	Customer No. 022913	Group Art Unit 2826	Confirmation No. 6148
Invention: INTEGRATED VARIABLE OPTICAL ATTENUATOR			RECEIVED CENTRAL FAX CENTER		
AUG 11 2005					
<u>COMMISSIONER FOR PATENTS:</u>					
This is a combined amendment and petition under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the Office Action of <u>03/11/2005</u> in the above-identified application.					
The requested extension is as follows (check time period desired):					
<input type="checkbox"/> One month <input checked="" type="checkbox"/> Two months <input type="checkbox"/> Three months <input type="checkbox"/> Four months <input type="checkbox"/> Five months					
from: <u>06/11/2005</u> <small>Date</small>			until: <u>08/11/2005</u> <small>Date</small>		
<u>08/12/2005 TL0111 00000011 10762913</u> <u>01 FC:1252</u> <u>450.00 OP</u>					
The fee for the amendment and extension of time has been calculated as shown below:					
CLAIMS AS AMENDED					
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	19 -	20 =	0	x \$50.00	\$0.00
INDEP. CLAIMS	4 -	3 =	1	x \$200.00	\$200.00
FEE FOR AMENDMENT					\$200.00
FEE FOR EXTENSION OF TIME					\$450.00
TOTAL FEE FOR AMENDMENT AND EXTENSION OF TIME					\$650.00

**COMBINED AMENDMENT & PETITION FOR EXTENSION OF
TIME UNDER 37 CFR 1.136(a) (Large Entity)**

Docket No.

The fee for the amendment and extension of time is to be paid as follows:

A check in the amount of _____ for the amendment and extension of time is enclosed.

Please charge Deposit Account No. _____ in the amount of _____.

The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 23-3178

Any additional filing fees required under 37 C.F.R. 1.16.

Any patent application processing fees under 37 CFR 1.17.

If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. 23-3178.

Payment by credit card. Form PTO-2038 is attached.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Dated: August 11, 2005

KEVIN W. STINGER
Attorney for Applicant
Registration No. 48,959

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on _____

(Date)

Signature of Person Mailing Correspondence

Typed or Printed Name of Person Mailing Correspondence

CC